APR 2 9 2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Miller et al.	Confirmation No.: 4722
Serial No.: 10/047,684	Examiner: Unassigned
Filed: January 16, 2002	Group Art Unit: Unassigned

For: Method and Apparatus for Dialed Number Verification

RESPONSE TO NOTICE OF OMITTED ITEMS

Commissioner for Patents
Washington, DC 20231

Sir:

In response to the Notice of Omitted Items mailed April 10, 2002 (a copy attached herewith), enclosed is a copy of page 4 of the above-noted application. Applicants contend that page 4 of the application was deposited on January 16, 2002, with U.S. Express Mail (label no. EJ096995553US). As evidence of deposit, attached herewith is a copy of the date-stamped Express Mail receipt and a copy of the date-stamped postcard itemizing the specification to include 31 pages. Applicants believe that the itemized postcard serves as *prima facie* evidence of receipt in the U.S. Patent and Trademark Office of all the items listed thereon. MPEP 503

Applicants also hereby submit as evidence of deposit a copy of the Utility Patent Application Transmittal (form PTO/SB/05), which itemized the specification as including 31 pages. Nevertheless, it is stated in Box 18 that:

> "For Continuation and Divisional Apps only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts."

Therefore, even if page 4 had been inadvertantly omitted at the time of filing, the subject matter has been incorporated by reference and is of record at the time of filing in this divisional application.

05/01/2002 KZEWDIE 00000053 132491 10047684

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The Commissioner is hereby authorized to charge a $130.00 petition fee (37 CFR 1.17(h)) to Deposit Account 13-2491. Should any applicable fees under 37 CFR 1.17, any additional filing fees required under 37 CFR 1.16, any patent processing fees under 37 CFR1.16, and any fees associated with the recordation of the Assignment be required during the pendency of this application, or any overpayment be known, please debit or credit Deposit Account 13-2491.

Respectfully submitted,

Date: 4/23/02

Eden U.I. Stright
Reg. No. 51,205

WorldCom, Inc.
Technology Law Department
1133 19th Street, NW
Washington, DC 20036
Tel: (202) 736-6008
Fax: (202) 736-6382

UNITED STATES PATENT AND TRADEMARK OFFICE

| | | | COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov |

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/047,684	01/16/2002	Deborah H. Miller	WMA9901 1D1

25537
WORLDCOM, INC.
TECHNOLOGY LAW DEPARTMENT
1133 19TH STREET NW
WASHINGTON, DC 20036

CONFIRMATION NO. 4722
FORMALITIES LETTER

OC000000007843585

Date Mailed: 04/10/2002

NOTICE OF OMITTED ITEM(S) IN A NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

A filing date has been accorded to the above-identified nonprovisional application papers; however, the following item(s) appear to have been omitted from the application:

* Page(s) **4** of the specification (description and claims).

I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the U.S. Patent and Trademark Office (USPTO) with the nonprovisional application papers, a copy of this Notice and a petition (and $130.00 petition fee *(37 CFR 1.17(h))*) with evidence of such deposit **must** be filed within **TWO MONTHS** of the date of this Notice. The petition fee will be refunded if is determined that the item(s) was received by the USPTO.

II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the USPTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the $130.00 petition fee *(37 CFR 1.17(h))* requesting the later filing date **must** be filed within **TWO MONTHS** of the date of this Notice.

III. The failure to file a petition (and petition fee) under the above options (I) or (II) within **TWO MONTHS** of the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the USPTO. **THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR 1.136(a) or (b)**. In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing date as of the date of deposit of the application papers in the USPTO, and original application papers (*i.e.*, the original disclosure of the invention) will include only those application papers present in the USPTO on the date of deposit.

In the event that applicant elects not to take action pursuant to options (I) or (II) above (thereby constructively electing option (III)), amendment of the specification to renumber the pages consecutively and cancel incomplete sentences caused by any omitted page(s), and/or amendment of the specification to cancel all references to any omitted drawing(s), relabel the drawing figures to be numbered consecutively (if necessary), and correct the references in the specification to the drawing figures to correspond with any relabelled drawing figures, is required. Any drawing changes should be accompanied by a copy of the drawing figures showing the proposed changes in red ink. Such amendment and/or correction to the drawing figures, if necessary, should be by way of preliminary amendment submitted prior to the first Office action to avoid delays in the prosecution of the application.

A copy of this notice __MUST__ be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE